

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DEVON NEWTON,
Plaintiff,

v.

**ABINGTON MEMORIAL
HOSPITAL,**
Defendant.

:
:
:
:
:
:
:

CIVIL ACTION NO. 25-919-KSM

ORDER

AND NOW, this 2nd day of April, 2025, upon consideration of Plaintiff Devon Newton's Motion to Proceed *In Forma Pauperis* (Doc. No. 1), and pro se Complaint (Doc. No. 2) it is **ORDERED** that:

1. Leave to proceed *in forma pauperis* is **GRANTED** pursuant to 28 U.S.C. § 1915.
2. The Complaint is **DEEMED** filed.
3. The Complaint is **DISMISSED** for the reasons stated in the accompanying

Memorandum. Specifically:

- a. All claims raised on behalf of anyone other than Newton are **DISMISSED WITHOUT PREJUDICE**.
- b. Newton's federal constitutional claims are **DISMISSED WITH PREJUDICE** for failure to state a claim, pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).
- c. Newton's state law claims are **DISMISSED WITHOUT PREJUDICE** for lack of subject matter jurisdiction.

4. The Clerk of Court is **DIRECTED** to **CLOSE** this case.

BY THE COURT:

/s/ Karen Spencer Marston

KAREN SPENCER MARSTON, J.